

111TH CONGRESS
1ST SESSION

H. R. 140

To withhold certain highway funds if a State does not comply with certain requirements in issuing a driver's license or identification card, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 2009

Mr. GALLEGLY (for himself, Mr. BILBRAY, and Mr. BARTLETT) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To withhold certain highway funds if a State does not comply with certain requirements in issuing a driver's license or identification card, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. WITHHOLD HIGHWAYS FUNDS IN CERTAIN**
4 **CASES.**

5 (a) PERCENTAGE FOR CERTAIN CALENDAR
6 YEARS.—Notwithstanding any other provision of law, if
7 a State does not comply with the requirements of section

1 202 of title II of Division B of Public Law 109–13 (49
2 U.S.C. 30301 note), the Secretary shall withhold a per-
3 centage of the amount to be apportioned for Federal-aid
4 highways under each of paragraphs (1), (3), and (4) of
5 section 104(b) of title 23, United States Code, for the fol-
6 lowing calendar years:

7 (1) CALENDAR YEAR 2010.—For calendar year
8 2010, 2 percent.

9 (2) CALENDAR YEAR 2011.—For calendar year
10 2011, 4 percent.

11 (3) CALENDAR YEAR 2012.—For calendar year
12 2012, 6 percent.

13 (4) CALENDAR YEAR 2013 AND EACH CALENDAR
14 YEAR THEREAFTER.—For calendar year 2013 and
15 in each calendar year thereafter, 8 percent.

16 (b) APPORTIONED FUNDS.—If, within 4 years after
17 the date the apportionment for any State is reduced in
18 accordance with this section, the Secretary determines
19 that such State has complied with the requirements of sec-
20 tion 202 of title II of Division B of Public Law 109–13
21 (49 U.S.C. 30301 note), the Secretary shall apportion to
22 such State an increase in an amount equal to such reduc-
23 tion. If at the end of such 4-year period, any State has
24 not complied with such requirements, any amounts so
25 withheld shall lapse.

1 **SEC. 2. REAL ID AMENDMENT.**

2 Section 202(d) of the REAL ID Act of 2005 (49
3 U.S.C. 30301 note) is amended—

4 (1) by striking paragraph (11); and

5 (2) redesignating paragraphs (12) and (13) as
6 paragraphs (11) and (12), respectively.

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